

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 14-14**

**RESOLUTION FIXING THE ASSOCIATION OF BAY AREA GOVERNMENTS'  
CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL  
AND HOSPITAL CARE ACT FOR EMPLOYER, CODE 1642**

**WHEREAS**, the Executive Board of the Association of Bay Area Governments (ABAG) adopted Resolution 7-94 on May 19, 1994, approving ABAG's participation in the Public Employees' Retirement System (PERS) and execution of a contract for such participation; and

**WHEREAS**, ABAG executed said contract effective September 1, 1994; and

**WHEREAS**, the Executive Board of ABAG adopted Resolution 11-94 on October 20, 1994, electing to subject ABAG to the Public Employees' Medical and Hospital Care Act (Act) and to obtain the benefits available thereunder for its employees; and

**WHEREAS**, ABAG has been providing health benefits coverage to ABAG employees through coverage available under PERS as described above; and

**WHEREAS**, Government Code Section 22890 requires a local agency contracting under the Act to fix the amount of the employer's contribution by resolution of the governing body of the agency at an amount not less than the amount required under that section; and.

**WHEREAS**, ABAG's contribution was set pursuant to Resolution 17-01 adopted on November 15, 2001, and

**WHEREAS**, on July 16, 2009, the Executive Board approved changes to the Memorandum of Understanding between ABAG and Service Employees International Union, Local 1021 (MOU) that had the effect of modifying the employer contribution for employee health benefits provided under the MOU, and

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**NOW, THEREFORE BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments hereby approves that effective January 1, 2015:

1. The contribution for each employee or annuitant or survivor shall be the PERS-required minimum employer contribution; and
2. ABAG has establish a Flexible Benefits Account for each full-time regular from which to contribute, on behalf of the employee, up to one hundred twenty percent (120%) of the PERS Kaiser Plan cost for the employee, employee plus dependent, or employee plus family, whichever is applicable, to the PERS-offered program/coverage that the employee has chosen.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

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Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

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Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

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Kenneth K. Moy  
Legal Counsel